



**Service Director – Legal, Governance and
Commissioning**

Julie Muscroft

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Decision Summary

Committee:

Date:

Committee Clerk:

TEL:

CABINET

TUESDAY 1 SEPTEMBER 2020

Andrea Woodside

01484 221000

Chair

Councillor Shabir Pandor

Councillors Attended

Councillor Musarrat Khan
Councillor Naheed Mather
Councillor Peter McBride
Councillor Carole Pattison
Councillor Cathy Scott
Councillor Graham Turner
Councillor Rob Walker

Observers

Councillor Martyn Bolt
Councillor Andrew Cooper
Councillor John Lawson
Councillor Aleks Lukic
Councillor Alison Munro
Councillor Mohan Sokhal
Councillor John Taylor

Apologies

Councillor Viv Kendrick

8: Devolution Deal for West Yorkshire – Consultation Outcomes

To seek agreement to submit the Summary of Consultation Responses to the Secretary of State by 11th September, and to jointly delegate authority to the Managing Director of the Combined Authority, in consultation with the Leader

and Chief Executive of each Constituent Council and the Chair of the Combined Authority, to finalise and submit the relevant documentation subject to any technical issues which may arise.

Wards affected: All

Contact: Nick Howe, Partnerships and Corporate Planning / Julie Muscroft, Service Director, Legal, Governance and Commissioning

- 1) That the content of the report and summary of consultation responses, as attached at Appendix 1 to the report, be noted.
- 2) That the summary of consultation responses, as set out at Appendix 1, be submitted to the Secretary of State by 11 September 2020, and that (i) authority be jointly delegated to the Managing Director of the Combined Authority, in consultation with the Leader and Chief Executive of each Constituent Council and the Chair of the Combined Authority, to finalise and submit documents subject to any technical issues which may arise and (ii) the Chief Executive and Leader of Kirklees Council be authorised to act as the consultees on behalf of the Council for these purposes.
- 3) That the updated timetable, as set out at Appendix 2 of the report, and the next steps which are subject to the consent being given by the Constituent Councils and Combined Authority, to draft the Order in November 2020 so that a mayoral combined authority model and associated changes may be adopted and implemented by May 2021, as set out in the Deal, be noted.
- 4) That the decision be exempt from Call-In on the grounds of urgency, as detailed in para. 3.6 of the report.
- 5) That Corporate Governance and Audit Committee be invited to consider the proposed governance arrangements, as detailed in para. 2.29 of the report, regarding the Council's reporting arrangements on devolution.

9: Spen Place Partnership - Supporting the Mental Health and Wellbeing of Children and Young People

To consider allocating funding from the Place Partnership Mental Health themed budget towards support for Children and Young People returning to schools in the Spen Valley Place Partnership area.

Wards affected: Cleckheaton, Heckmondwike, Liversedge and Gomersal, Mirfield

Contact: Susan Ginty, Active Citizens and Places

- 1) That approval be given to funding from the Place Partnership mental health theme allocation to benefit children and young people in the Spen Place Partnership.
- 2) That a total of £120k be distributed to schools within the place partnership area and that schools be invited to submit proposals to the Spen Valley Place Partnership identifying how positive mental outcomes

will be achieved, evaluated and sustained.

10: Kirklees Transforming Cities Fund Programme

To receive details on the current status of the Transforming Cities Fund Programme and to consider the entering the projects within the programme onto the Kirklees Capital Plan.

Wards affected: Newsome, Cleckheaton, Liversedge and Gomersal, Heckmondwike, Batley West, Batley East, Dewsbury East

Contact: Robert Stanley, Major Projects – Economy and Skills

- 1) That the Transforming Cities Fund projects and current budgets be noted.
 - 2) That approval be given to the projects being entered into the Kirklees Capital Plan.
 - 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to negotiate and agree the terms of any agreement with West Yorkshire Combined Authority that is for the purpose of providing funding for the development of business cases for Transforming Cities Fund projects, the carrying out of public consultation and the development and working up of designs for Transforming Cities Fund Projects.
 - 4) That authority be delegated to the Service Director (Legal, Governance and Commissioning) the authority to enter into any funding agreement with the West Yorkshire Combined Authority as referred to in para. 6.1.3.
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11: Huddersfield Public Art Plan

To consider the Huddersfield Public Art Plan.

Wards affected: All

Contact: Kath Davies, Cultural Development

That approval be given to the Huddersfield Public Art Plan.

12: Achieve and Aspire Strategic Priorities Libraries & Public Buildings Programme – Proposals to allocate funding to and deliver the new build Birkby Fartown Library

To consider the allocation of funding from the Achieve & Aspire Strategic Priorities section of the Capital Plan, and authorise officers to deliver a new build library facility within the Birkby Fartown community.

Wards affected: Greenhead

Contact: Carol Stump, Chief Librarian / David Martin, Corporate Landlord

- 1) That approval be given to the allocation of a capital budget of £799k for the delivery of a replacement new build library facility at Birkby Fartown, as outlined in the considered report.
 - 2) That approval be given to the preferred site location for the proposed new build off Lea Street, adjacent to Birkby Junior School, as set out at Appendix A.
 - 3) That Officers be authorised to procure and implement a new build library for Birkby Fartown as described within the report, subject to a satisfactory conclusion of the 'Stopping Up' order for the Greenway on Lea Street.
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13: Corporate Financial Monitoring Report - Quarter 1, 2020-2021

To receive information on financial monitoring for General Fund Revenue, Housing Revenue Account (HRA) and Capital Plan, as at Quarter 1 (month 3), 2020/21.

Wards affected: All

Contact: Eamonn Croston, Service Director – Finance

- 1) That in regards to the General Fund (i) the 2020/2021 forecast revenue overspend of £7.7m as at Quarter 1 be noted (ii) the 2020/2021 forecast £7.6m High Needs overspend which as per current DfE guidance will roll forward into 2021/2022 on the Council balance sheet as a negative reserve be noted (iii) that, in conjunction with the assumed continued support of Central Government to adequately compensate the Council for Covid 19 pressures, the Council's Executive Team continue to identify opportunities for spending plans to be collectively brought back in line within the Council's overall budget by year end (iv) approval be given to the proposed use of Kirklees allocation of £551k supplementary hardship funding through the existing Local Welfare Provision Scheme, as outlined in para. 1.2.12 (v) the forecast year-end position on corporate reserves and balances be noted (vi) the details of the financial support package to Adult Social Care Providers, as outlined in Appendix 10, further to the agreed delegation of approval to the Strategic Director with responsibility for Adult Social Care in consultation with the S151 Officer and Cabinet Members with responsibility for Adult Social Care and Resources, be noted.
- 2) That the forecast position on the Collection Fund as at Quarter 1 be noted.
- 3) That the Quarter 1 forecast Housing Revenue Account position and forecast year-end reserves position be noted.
- 4) That in regards to Capital (i) the Quarter 1 forecast capital monitoring position for 2020/2021 be noted (ii) approval be given to re-profiling across years of the capital plan as set out within the report and at Appendix 6 (iii) approval be given to £1.225m additional funds required for Brambles Primary Academy (iv) approval be given to £2m capital proposals for Children's homes, as set out within the report and at Appendix 7 (v) approval be given to capital proposals relating to infection, prevention and control measures on in-house residential homes (vi) authority be delegated to the Strategic Director (Adults, Housing and

Health) to use IPC funding towards building works on other internal care homes (vii) approval be given to an additional £1.44m capital funds to replace the existing outdated Adults Social Care case management system CareFirst (revised overall programme cost of £2.49m including £347k revenue costs) as set out within the report and at Appendix 8 (viii) approval be given to a £2.5m refurbishment scheme at Civic Centre 1 to adapt to a post Covid-19 working environment, as set out within the report and at Appendix 9 (ix) approval be given to the release of funding from the Sustainability of Major Town Halls – Service Development capital programme line for redecoration and refurbishment works at Dewsbury Town Hall (x) approval be given to the release of funding from existing Town Centre Action Plan capital budgets to fund expenditure on Town Centre Footfall Count Cameras and (xi) the increase in funding for Transforming Cities Fund from the low scenario to the high scenario, and a longer programme timeline to be determined and managed by West Yorkshire Combined Authority, be noted.

14: Code of Practice for Commercial Property Relationships during the COVID-19 pandemic

To consider the adoption of the Government's Code of Practice for commercial property relationships to provide a basis for future negotiation with tenants of the Council's leased estate seeking support to mitigate the economic impacts of COVID-19.

Wards affected: All

Contact: Chris Duffill, Head of Business and Skills

- 1) That the adoption of the Government's Code of Practice for commercial property relationships to provide the basis for future negotiations with tenants of the leased estate in relation to further financial assistance be approved.
 - 2) That authority be delegated to the Strategic Director (Economy and Infrastructure) and Service Director (Finance), in consultation with the Cabinet Member for Corporate Services, to establish an appropriate scheme of financial assistance for tenants of the Council's leased estate, in accord with the principles established in the Code of Practice.
 - 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to implement and monitor the scheme of financial assistance.
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15: Disposal of land at St Paul's Road, Mirfield

To consider the disposal of the former Council depot site at St Paul's Road, Mirfield.

Wards affected: Mirfield

Contact: Debbie Bates, Housing Growth Manager

- 1) That approval be given to granting State Aid to Connect Housing.
 - 2) That the disposal of the land at 'less than best consideration' to a specialist housing provider (Connect Housing), be approved.
 - 3) That authority be delegated to the Strategic Director (Economy and Infrastructure) to (i) negotiate and agree the terms of disposal with Connect Housing and (ii) determine the appropriate level of discount following comprehensive assessment of Connect Housing's development appraisal.
 - 4) That authority be delegated to the Service Director (Legal, Governance and Commissioning) to enter into and execute any agreement and other ancillary documents necessary to dispose of the land to Connect Housing for use as specialist supported housing.
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